

Doc # 152-08117-  
8311  
5/16/07

ORDINANCE 2007 16 - CM

**AN ORDINANCE TO VACATE  
A PORTION OF A PLATTED EASEMENT IN THE  
COUNTY OF TIPPECANOE, INDIANA**

Be it ordained by the County Commissioners of Tippecanoe County, Indiana.

1. That the portion of the Treece Meadows Relief Drain Easement as more fully described on Exhibit A, attached hereto and made a part hereof by reference is hereby vacated.

2. This Ordinance shall be in full force and effect from and after its passage.

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on first reading this 2<sup>nd</sup> day of April, 2007, by the following vote:

BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY

VOTE

Yes

Yes

Yes

KD Benson  
KD Benson

John Knochel  
John Knochel

Ruth E. Shedd  
Ruth Shedd

ATTEST:

Jennifer Weston  
Jennifer Weston, Auditor of  
Tippecanoe County

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on second reading this 2<sup>nd</sup> day of April, 2007, by the following vote:

BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY

VOTE

✓

✓

✓

KD Benson  
KD Benson

John Knochel  
John Knochel

Ruth E. Shedd  
Ruth Shedd

ATTEST:

Jennifer Weston  
Jennifer Weston, Auditor of  
Tippecanoe County

Presented to the Tippecanoe County Drainage Board and approved this 14<sup>th</sup> day of  
March, 2007.

TIPPECANOE COUNTY DRAINAGE BOARD

VOTE

yes

yes

yes

John Knochel  
John Knochel

Ruth E. Shedd  
Ruth Shedd

KD Benson  
KD Benson

ATTEST:

Brenda Garrison  
Brenda Garrison  
Recording Secretary

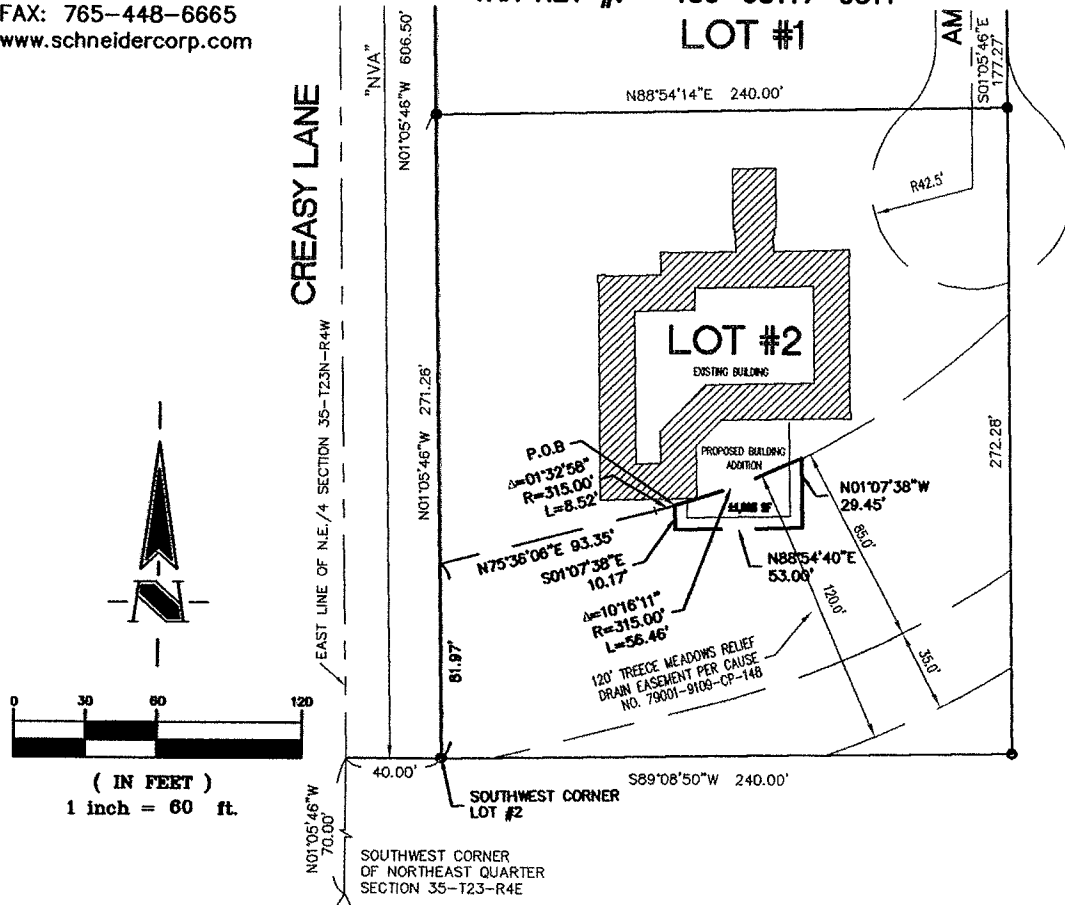


THE SCHNEIDER CORPORATION  
1330 WIN HENTSCHEL BLVD, SUITE 100  
WEST LAFAYETTE, IN 47906-4156  
TELEPHONE: 765-448-6661  
FAX: 765-448-6665  
www.schneidercorp.com

EXHIBIT A

PARTIAL EASEMENT VACATION  
PART OF LOT #2  
CROSSPOINTE COMMERCIAL  
SUBDIVISION, SECTION SIX  
LAFAYETTE, INDIANA

LAND OWNER: UNITY MAIN CAMPUS REALTY, LLC  
TAX KEY #: 156-08117-0311



Land Description: Partial Easement Vacation

A part of Lot #2 in Crosspointe Commercial Subdivision, Section Six per plat thereof recorded as Document #01010357 (Plat Cabinet 6, Slide 166) in the Office of the Recorder of Tippecanoe County, Indiana, described as follows:

Commencing at the southwest corner of said Lot #2; thence North 01 degree 05 minutes 46 seconds West (bearings based on said record plat) along the west line of said Lot #2 a distance of 81.97 feet to the north line of a 120 foot Treee Meadows Relief Drain Easement per Cause No. 79001-9109-CP-148; thence North 75 degrees 36 minutes 06 seconds East along said north line a distance of 93.35 feet; thence northeasterly along said north line on a tangent curve to the left (said curve having a radius of 315.00 feet, a chord length of 8.52 feet and a chord bearing of North 74 degrees 49 minutes 37 seconds East) an arc distance of 8.52 feet to the Point of Beginning; thence South 01 degree 07 minutes 38 seconds East a distance of 10.17 feet; thence North 88 degrees 54 minutes 40 seconds East a distance of 53.00 feet; thence North 01 degree 07 minutes 38 seconds West a distance of 29.45 feet to said north line; thence southwesterly along said north line on a non-tangent curve to the right (said curve having a radius of 315.00 feet, a chord length of 56.39 feet and a chord bearing of South 68 degrees 55 minutes 03 seconds West) an arc distance of 56.39 feet to the Point of Beginning, containing 1,003 square feet, more or less.

Prepared by:

Dale L. Grimes, PLS  
Director of Land Surveying  
West Lafayette Operations

Date: March 1, 2007

PAGE 1 OF 1

PREPARED BY: JDF

JOB NUMBER: 2801.013

DRAWING FILE: L:\2K\2801\013\DWGS\2801013\_ESMTVAC.DWG

DATE: 03/01/07

Note: This drawing is not intended to be represented as a retracement or original boundary survey, a route survey, or a surveyor location report.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF TIPPECANOE )

BEFORE THE TIPPECANOE COUNTY  
COMMISSIONERS and the TIPPECANOE  
COUNTY DRAINAGE BOARD

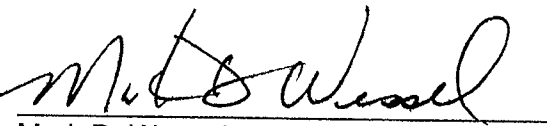
## PETITION FOR PARTIAL VACATION OF A PLATTED EASEMENT

Unity Main Campus Realty LLC, respectfully petitions the Tippecanoe County Drainage Board and the Board of Commissioners of Tippecanoe, Indiana, and show the following:

1. This Petition is made pursuant to IC 36-7-3-12.
2. Your Petitioners are the owners of the land described on Exhibit A attached hereto.
3. Your Petitioners petition for partial vacation of a platted drainage easement on the real estate described on Exhibit B.
4. The names and addresses of the abutting land owners are none.
5. This vacation is necessary because we are establishing a medically related need to serve the people of Tippecanoe County.
6. A proposed Ordinance is attached hereto.
7. Exhibit B consists of a survey depicting the easement to be vacated.

WHEREFORE, your Petitioners pray for an ordinance of vacation in the form attached hereto.

Unity Main Campus Realty LLC

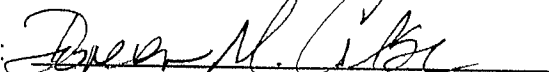
By:   
Mark D. Wessel

STATE OF INDIANA )  
 ) SS:  
COUNTY OF TIPPECANOE )

Before me, a Notary Public in and for said County and State, personally appeared Mark D. Wessel, who acknowledged the execution of the above and foregoing Maintenance Agreement and the truth of the facts stated therein.

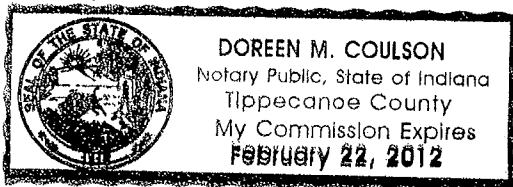
Witness my hand and seal this 8th day of March, 2007.

My Commission Expires:

Signature: 

February 22, 2012

Printed: Doreen M. Coulson  
Notary Public residing in Tippecanoe County, IN.



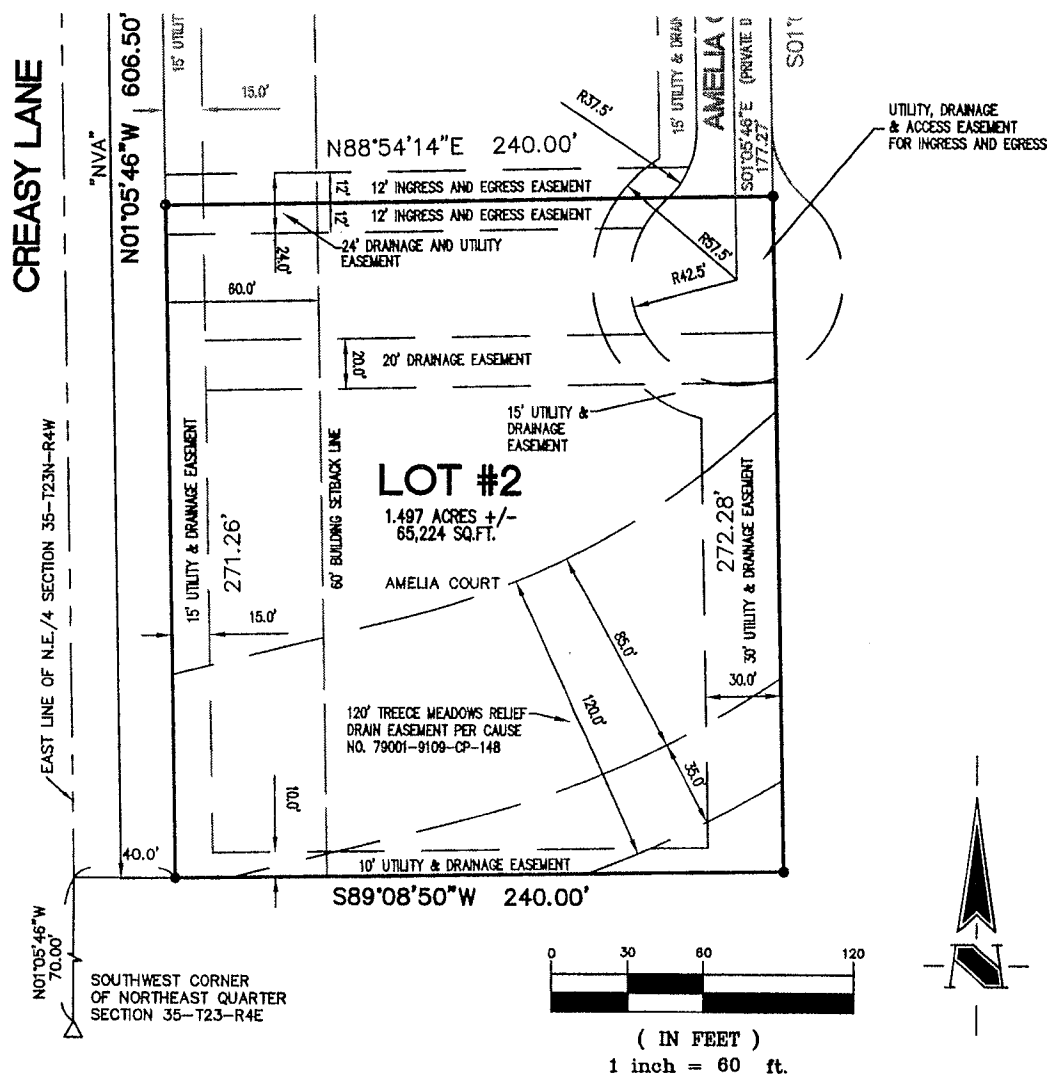


THE SCHNEIDER CORPORATION  
1330 WIN HENTSCHEL BLVD, SUITE 100  
WEST LAFAYETTE, IN 47906-4156  
TELEPHONE: 765-448-6661  
FAX: 765-448-6665  
www.schneidercorp.com

EXHIBIT A

LOT #2  
CROSSPOINTE COMMERCIAL  
SUBDIVISION, SECTION SIX  
LAFAYETTE, INDIANA

LAND OWNER: UNITY MAIN CAMPUS REALTY, LLC  
TAX KEY #: 156-08117-0311



Land Description - Lot #2

Lot #2 in Crosspointe Commercial Subdivision, Section Six per plat thereof recorded as Document #01010357 (Plat Cabinet 6, Slide 166) in the Office of the Recorder of Tippecanoe County, Indiana.

Prepared by:

Dale L. Grimes, PLS  
Director of Land Surveying  
West Lafayette Operations

Date: March 1, 2007

Note: This drawing is not intended to be represented as a retracement or original boundary survey, a route survey, or a surveyor location report.

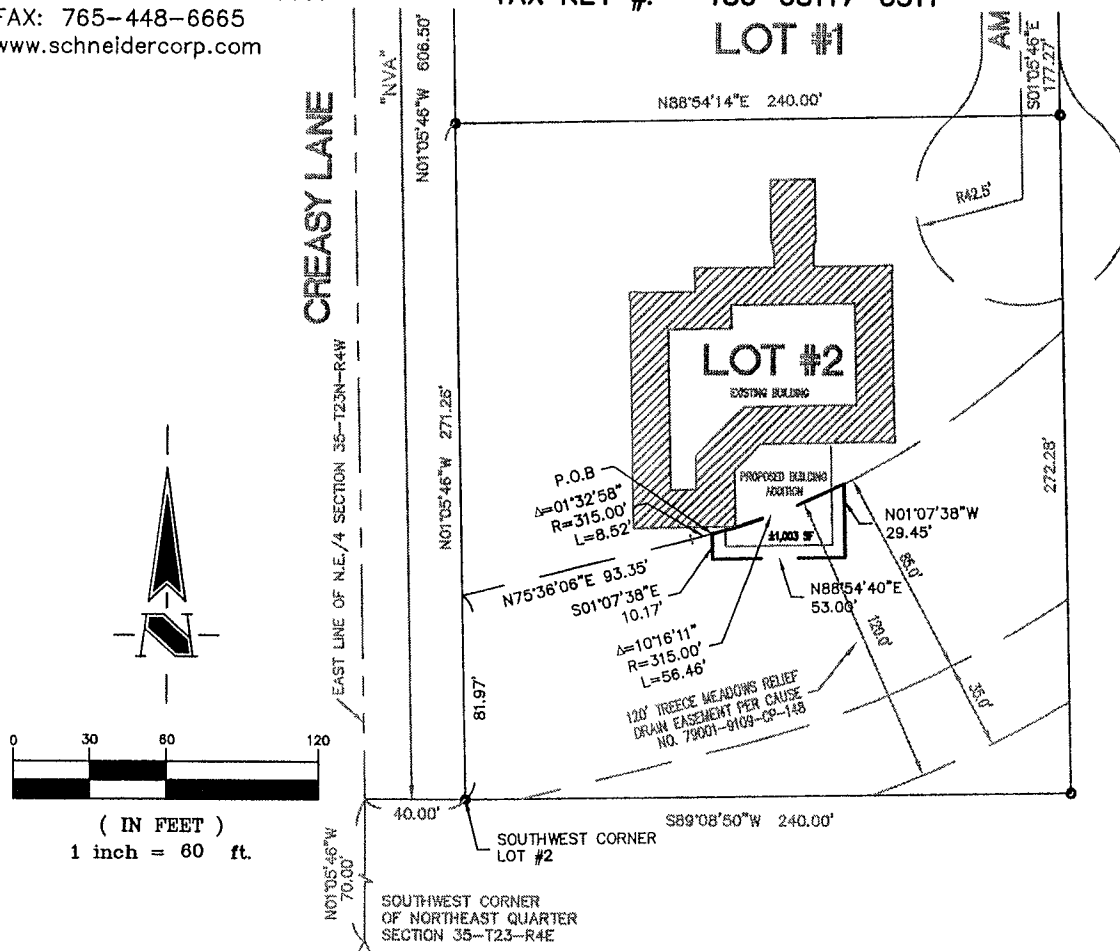


**THE SCHNEIDER CORPORATION**  
 1330 WIN HENTSCHEL BLVD, SUITE 100  
 WEST LAFAYETTE, IN 47906-4156  
 TELEPHONE: 765-448-6661  
 FAX: 765-448-6665  
 www.schneidercorp.com

EXHIBIT \_\_\_\_\_ 15

**PARTIAL EASEMENT VACATION  
 PART OF LOT #2  
 CROSSPOINTE COMMERCIAL  
 SUBDIVISION, SECTION SIX  
 LAFAYETTE, INDIANA**

**LAND OWNER: UNITY MAIN CAMPUS REALTY, LLC  
 TAX KEY #: 156-08117-0311**



**Land Description: Partial Easement Vacation**

A part of Lot #2 in Crosspointe Commercial Subdivision, Section Six per plat thereof recorded as Document #01010357 (Plat Cabinet 6, Slide 166) in the Office of the Recorder of Tippecanoe County, Indiana, described as follows:

Commencing at the southwest corner of said Lot #2; thence North 01 degree 05 minutes 46 seconds West (bearings based on said record plat) along the west line of said Lot #2 a distance of 81.97 feet to the north line of a 120 foot Treece Meadows Relief Drain Easement per Cause No. 79001-9109-CP-148; thence North 75 degrees 36 minutes 06 seconds East along said north line a distance of 93.35 feet; thence northeasterly along said north line on a tangent curve to the left (said curve having a radius of 315.00 feet, a chord length of 8.52 feet and a chord bearing of North 74 degrees 49 minutes 37 seconds East) an arc distance of 8.52 feet to the Point of Beginning; thence South 01 degree 07 minutes 38 seconds East a distance of 10.17 feet; thence North 88 degrees 54 minutes 40 seconds East a distance of 53.00 feet; thence North 01 degree 07 minutes 38 seconds West a distance of 29.45 feet to said north line; thence southwesterly along said north line on a non-tangent curve to the right (said curve having a radius of 315.00 feet, a chord length of 56.39 feet and a chord bearing of South 68 degrees 55 minutes 03 seconds West) an arc distance of 56.46 feet to the Point of Beginning, containing 1,003 square feet, more or less.

Prepared by:

Dale L. Grimes, PLS  
 Director of Land Surveying  
 West Lafayette Operations

Date: March 1, 2007

PAGE 1 OF 1  
 PREPARED BY: JDF  
 JOB NUMBER: 2801.013  
 DRAWING FILE: L:\2K\2801\013\DWGS\2801013\_ESMTVAC.DWG  
 DATE: 03/01/07

Note: This drawing is not intended to be represented as a retracement or original boundary survey, a route survey, or a surveyor location report.

# PROOF OF PUBLICATION

Ball, Eggleston, Bumbleburg

SS:

Charge for Publication \$ 139.41

Ad Number # 1048514

State of Indiana  
County of Tippecanoe  
SS:  
Before the Tippecanoe  
County Commissioners  
and the Tippecanoe County  
Drainage Board  
Notice of Hearing on a Petition to Vacate Platted Easement

Notice is hereby given that the Commissioners of Tippecanoe County, Indiana, will hold a public hearing on the Petition of Unity Main Campus LLC to vacate a portion of a public way described as follows:

A part of Lot #2 in Crosspointe Commercial Subdivision, Section Six plat thereof recorded as Document #01010357 (Plat Cabinet 6, Slide 166) in the Office of the Recorder of Tippecanoe County, Indiana, described as follows:

Commencing at the southwest corner of said Lot #2; thence North 01°05'49" West (bearings based on said record plat) along the west line of said Lot #2 a distance of 81.97 feet to the north line of a

120 foot Treee Meadows Relief Drain Easement per Cause No. 79001-9109-CP-148; thence north

75°36'06" East along said north line a distance of 93.35 feet; thence north easterly along said north line on a tangent curve to the left (said curve having a radius of 315.00 feet, a chord length of 8.52 feet and a chord bearing of North 74°49'37" East) an arc distance of 8.52 feet to the Point of Beginning; thence South 01°07'38" East a distance of 10.17 feet; thence north

88°54'40" East a distance of 53.00 feet; thence north 01°07'38" West a distance of 29.45 feet to said north line; thence southwesterly along said north line on a non-tangent curve to the right (said curve having a radius of 315.00 feet, a chord length of 56.39 feet and a chord bearing of South 58°58'03" West) an arc distance of 56.46 feet to the Point of Beginning, containing 1.003 square feet, more or less.

Said hearing will be conducted at 10:00 am, on the 2nd day of April, 2007 at the Tippecanoe County Office Building, 20 N. 3rd Street, Lafayette, Indiana

Tippecanoe County Commissioners  
Tippecanoe County Drainage Board

Attest:  
Jennifer Weston  
Auditor

3/14/2007  
No. 1048514

copy of  
ment here

On this **Monday, March 19, 2007** before me the undersigned personally came Lorna Moore, who swears that she is clerk of the Lafayette Journal and Courier, a newspaper of general circulation, printed and published in the city of Lafayette, in said County; and that the advertisement in the above entitled cause, whereof a true copy appears in the margin hereof, was duly and legally published in the Daily issue of said newspaper by insertions, to-wit. The first insertion being on :**March 14, 2007**

The second on:

The third on:

The fourth on:

*Lorna Moore*

Subscribed and sworn to before me on this day of :

**Monday, March 19, 2007**

*[Signature]*

Notary Public

R. GLEN VICK, JR.

NOTARY PUBLIC STATE OF INDIANA

TIPPECANOE COUNTY

MY COMMISSION EXPIRES JULY 14, 2008





# PROOF OF PUBLICATION

## STATE OF INDIANA COUNTY OF TIPPECANOE

Notice of a hearing on petition of Wally's  
to Vacate a Platted Easement.

07-126 3/05/07 Tippecanoe  
County Commissioners and the Tippecanoe  
County Drainage Board  
Notice of Hearing on a Petition to  
Vacate Platted Easement  
Notice is hereby given that the  
Commissioners of Tippecanoe  
County, Indiana, will hold a public  
hearing on the Petition of Unity Main  
Campus LLC to vacate a portion of  
a public way described as follows:  
A part of Lot #2 in Crosspointe Com-  
mercial Subdivision, Section Six per  
plat thereof recorded as Document  
#01010357 (Plat Cabinet 6, Slide  
166) in the Office of the Recorder of  
Tippecanoe County, Indiana, de-  
scribed as follows: Commencing at  
the southwest corner of said Lot #2;  
thence North 01 degree 05 minutes  
46 seconds West (bearings based on  
said record plat) along the west line  
of said Lot #2 a distance of 81.97 feet  
to the north line of a 120 foot Treece  
Meadows Relief Drain Easement per  
Cause No. 79001-9109-CP-148;  
thence North 75 degrees 36 minutes  
06 seconds East along said north line  
a distance of 93.35 feet; thence  
northeasterly along said north line on  
a tangent curve to the left (said curve  
having a radius of 235.00 feet) to

)ss:

)In the \_\_\_\_\_ Court of said county.

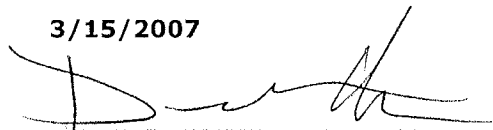
)Charge for Publication **\$ 81.90**

)On **March 15, 2007**, the

)undersigned,

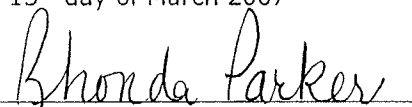
)personally came Dave Ake, who swears that  
he is Advertising Manager of THE LAFAYETTE  
LEADER, a newspaper of general circulation,  
published in the City of Lafayette, in said  
county; and that the advertisement in the  
above entitled cause, whereof a true copy  
appears in the margin hereof, was duly and  
legally published in the Weekly issue of said  
newspaper by 1 insertions, to-wit. The  
insertion date(s) are:

**3/15/2007**



Dave Ake, Advertising Manager

Subscribed and sworn to before me this  
15<sup>th</sup> day of March 2007



Rhonda Parker, Notary Public  
Commission # 469258 Exp. 1/03/2007

**PAID**  
3-16-2007/180